



Appl'n No: 10/580,928
Response dated May 4, 2009
Reply to Office action dated April 3, 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 4128 Confirmation No.: 8739

Examiner: Cahn, Daniel P.

Applicant(s): Smith, Peter J.

Serial No.: 10/580,928

Filing Date: February 21, 2007

Title: Vehicle Window Regulator Having a Floating Window Carrier

ELECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action dated April 3, 2009.

The Examiner has indicated that the application contains claims directed to more than one species of the generic invention and the species are deemed to lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1. Therefore, the Examiner has indicated that Applicant is required to elect a single species

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for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. The application contains claims directed to the following patentably distinct species of the claimed invention:

Species I, as depicted in Figure 2;

Species II, as depicted in Figures 8A and 8B; and

Species III, as depicted in Figures 13A and 13B.

In response, Applicant elects to continue to prosecute the Group the Examiner identified as Species I, as depicted in Figure 2, and more specifically as shown in Figures 1-6C.

The Examiner also indicated that if Applicant elects Species 1, Applicant is required to further elect the following:

Subspecies 1A, as depicted in Figures 6A-6C; and

Subspecies 1B, as depicted in Figure 7.

In response, Applicant elects to prosecute the Group the Examiner identified as Subspecies 1A, as depicted in Figures 6A-6C.

Applicant further identifies the claims which are readable on the elected species as follows:

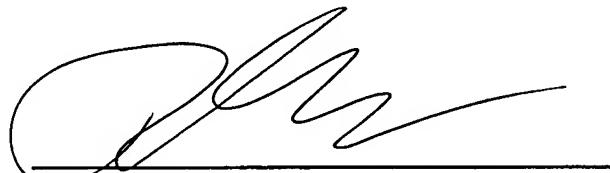
Claims 1-5 and 7-17 read on the elected species of Figures 1-6C.

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It is respectfully submitted that this patent application is in condition for examination on the merits, which is respectfully solicited. If the Examiner has any questions regarding this election or patent application, the Examiner is invited to contact the undersigned.

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of the above fees associated with this Communication to Deposit Account No. 50-1759. A duplicate copy of this form is attached.

Respectfully submitted,



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Date: May 4, 2009

Attorney Docket No. 19339-105236